IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.65 OF 2003
IN
NOTICE OF MOTION NO._____ OF 2002
IN
BCCC S.C. SUIT NO.3807 OF 2002

Office Notes, Office Memoranda of Coram, appearances, Court's Order or Directions and Registrar's Orders	Court's or Judge's Orders

Mr.G.C. Singh for Appellant
Mr.Narula for Respondent

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **OCTOBER 19, 2004**

. This Appeal from Order has been filed against the order dated 11.9.2002 refusing to grant any relief in the Notice of Motion. I am informed that the Notice of Motion is ripe for hearing and was in fact made returnable on 7.10.2002. Obviously, therefore, the Notice of Motion will be heard at any time now. In view of this, Mr.Singh seeks to withdraw the Appeal from Order. Appeal from Order is, accordingly, allowed to be withdrawn and dismissed as such.

2. The withdrawal of the Appeal from Order will not have any bearing on the decision in the Notice of Motion.

3. Certified copy expedited.